IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 3004 OF 1990

Bank of Maharashtra .. Plaintiffs

vs.

Biren Navinchndra

Shah .. Defendant .

Mr. Avinash Thakar

for the plaintiffs.

Mr. A. B. Salunkhe i/by S. Ashwinkumar & Co.

for defendant.

CORAM S.U.KAMDAR, J.

DATE : 28th February, 2006.

P.C.

. The learned counsel for the plaintiffs seeks leave to withdraw the suit. Suit is dismissed as withdrawn. No order as to costs.

2. Refund of Court fee as per rules.

3. The defendant is permitted to withdraw the amount deposited in notice of motion for setting aside the ex-parte decree with accrued interest, if any.